

AMENDED
APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office JUL 29 1985
 Returned to applicant for correction AUG 13 1985
 Corrected application filed AUG 20 1985 Map filed Existing JUL 31 1979
40001, 38715 respectively

The applicant Fernley Utilities
 PO Box 9 of Fernley
 Street and No. or P.O. Box No. City or Town
Nevada 89408 hereby make application for permission to change the
 State and Zip Code No.

point of diversion and place of use
 Point of diversion, manner of use, and/or place of use
of water heretofore appropriated under 38715
 (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and
 identify right in Decree.)

- The source of water is underground (Fernley Well 5A)
 Name of stream, lake, underground spring or other source.
- The amount of water to be changed 2.0 cfs
 Second feet, acre feet. One second foot equals 448.83 gallons per minute.
- The water to be used for municipal
 Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water heretofore permitted for municipal
 Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water is to be diverted at the following point within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section
 Describe as being within a 40-acre subdivision of public survey and by course and
5 T20N R25E or at a point from which the West $\frac{1}{4}$ corner of said
 distance to a section corner. If on unsurveyed land, it should be stated.
section 5 bears N 69° 24' 00" W a distance of 830.00 feet
- The existing permitted point of diversion is located within NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 15 T20N R24E or at
 If point of diversion is not changed, do not answer.
a point from which the East $\frac{1}{4}$ corner of said Section 15 bears N 58°
25' 52" E a distance of 1454.15 feet.
- Proposed place of use Sections 10, 11, 12, 13, & 14, the E $\frac{1}{2}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, and NW $\frac{1}{4}$
 Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
NW $\frac{1}{4}$, of Section 15, NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 22, the N $\frac{1}{2}$ Section 23, all of Section 24 excepting
the SE $\frac{1}{4}$ SW $\frac{1}{4}$ all in T20N R24E; Section 3, 4, 5, 7, 8, 9, 17, 18, 19 and
the W $\frac{1}{2}$ of Section 20 T20N R25E
- Existing place of use 3, 4, 5, 7, 8, 9, 18, 19, and W $\frac{1}{2}$ Section 20 T20N R25E, and
 Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
Section 10, 11, 12, 13, 14, E $\frac{1}{2}$ and N $\frac{1}{2}$ of NW $\frac{1}{4}$ and SE $\frac{1}{4}$ of NW $\frac{1}{4}$ Section 15,
 manner of use of irrigation permit, describe acreage to be removed from irrigation.
NE $\frac{1}{4}$ of NE $\frac{1}{4}$ Section 22, N $\frac{1}{2}$ Section 23; N $\frac{1}{2}$ and NE $\frac{1}{4}$ of SW $\frac{1}{4}$ and SE $\frac{1}{4}$
Section 24, T20N, R24E
- Use will be from January 1 to December 31 of each year.
 Month and Day Month and Day
- Use was permitted from January 1 to December 31 of each year.
 Month and Day Month and Day
- Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
 specifications of your diversion or storage works.) Municipal water system including
well, pumps, water treatment State manner in which water is to be diverted, i.e. diversion structure, ditches,
plant, storage reservoirs and distribution systems
pipes and flumes, or drilled well, etc.
- Estimated cost of works ± \$1,000,000.
- Estimated time required to construct works this is a "top filing" thus diversionary
works are existing

14. Estimated time required to complete the application of water to beneficial use 5 - 10 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water will be commingled within the Fernley utility municipal
water system Total combined annual duty of this application and
all others within the system will not exceed 2,555 million gallons.
Please refer to map filed under 40001 January 8, 1980. Note: All
townships and ranges are based on MDB&M.

By S/Manny Gomez

Manny Gomez, Agent
 625 Margrave Drive
 Reno, NV 89502

Compared mc/se js/bc

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 38715 is issued subject to the terms and conditions imposed in said Permit 38715 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 17661, Certificate 7410, 22204, Certificate 6651, 27437, Certificate 9943, 34765, 35869, 35976, 40001, 40002, 40004, 40005, 49229, 49230 and 49231 shall not exceed 2555 million gallons annually.

At least three groundwater monitoring wells are to be installed within the place of use at locations satisfactory to the State Engineer. These monitoring wells must be suitably cased, perforated, sealed and capped and must penetrate at least 75 feet below the water table.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not

to exceed 2.0 cubic feet per second, but not to exceed 471.94

million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before December 12, 1986

Proof of completion of work shall be filed before January 12, 1987

Application of water to beneficial use shall be made on or before December 12, 1987

Proof of the application of water to beneficial use shall be filed on or before January 12, 1988

Map in support of proof of beneficial use shall be filed on or before _____

Completion of work filed FEB 25 1987

IN TESTIMONY WHEREOF, I PETER G. MORROS,
 State Engineer of Nevada, have hereunto set my hand and the seal of
 my office, this 31st day of March,

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

A.D. 1986

[Signature]
 State Engineer